

# Warren County Board of Supervisors

## RESOLUTION NO. 79 OF 2013

**Resolution introduced by Supervisors Conover, Taylor, Sokol, Monroe, Bentley, Wood, Kenny, Merlino and Frasier**

**AMENDING RESOLUTION NO. 507 OF 2012 - AUTHORIZING THE COUNTY OF WARREN TO CONTINUE JOINING THE COUNTIES OF ALBANY, RENSSELAER, SARATOGA AND WASHINGTON WITH AN APPEAL TO THE COURT OF APPEALS REGARDING THE OPINION OF THE SUPREME COURT APPELLATE DIVISION - THIRD DEPARTMENT IN THE HUDSON RIVER BLACK RIVER REGULATING DISTRICT MATTER AND AUTHORIZING AN AGREEMENT WITH MILLER, MANNIX, SCHACHNER & HAFNER, LLC TO PROVIDE LEGAL SERVICES WITH REGARD TO THE APPEAL AND ADMINISTRATIVE PROCEEDINGS PENDING BEFORE THE DISTRICT**

WHEREAS, Resolution No. 507 of 2012 authorized an agreement with Miller, Mannix, Schachner & Hafner, LLC and the Counties of Albany, Rensselaer, Saratoga and Washington for legal services based upon, among other things, applying to the Court of Appeals for permission to appeal the opinion of the Supreme Court Appellate Division - Third Department and if permission is granted, perfecting such appeal, and representing the five (5) Counties in administrative proceedings pending before the District with the understanding that the expenses for Warren County's share of such legal services shall not exceed the sum of Ten Thousand Dollars (\$10,000) without a further resolution adopted by the Warren County Board of Supervisors, and

WHEREAS, the County Attorney has advised that additional funds in the amount of Three Thousand Dollars (\$3,000) are necessary to conclude the services of Miller, Mannix, Schachner & Hafner, LLC, now, therefore, be it

RESOLVED, that Resolution No. 507 of 2012 is hereby amended to increase the amount of the agreement with Miller, Mannix, Schachner & Hafner, LLC and the Counties of Albany, Rensselaer, Saratoga and Washington for legal services from Ten Thousand Dollars (\$10,000) to Thirteen Thousand Dollars (\$13,000), and be it further

RESOLVED, that the funds shall be expended from Code A.1990 469 Contingent Account, Other Payments/Contributions and transferred to Code A.1010 440 Legislative Board, Legal/Transcript Fees.